

REMARKS

Reconsideration and the timely allowance of the pending claims, in view of the following remarks, are respectfully requested.

In the Office Action January 9, 2007, the Examiner rejected claims 1, 4, 13, 24 and 31 under 35 U.S.C 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter; rejected claims 1-11, 14-22, 25, 27-31, under 35 U.S.C. §102(e), as allegedly being anticipated by Dahm (U.S. Patent Pub. No.2001/0014615); and rejected claims 12 and 23, under 35 U.S.C. §103(a), as allegedly being unpatentable over Dahm (U.S. Patent Pub. No. 2001/0014615) in view of Oh (U.S. Patent No. 6,519,458).

By this Amendment, independent claim 1, 13, 25 and 31 have been amended to provide a clearer presentation of the claimed subject matter. Claim 8 has been cancelled. Applicants submit that no new matter has been introduced, as features of cancelled 8 have been incorporated in the independent claims 1, 13, 25, and 31. As such, claims 1-7, 9-23, 25, and 27-31 are presented for examination of which claims 1, 13, 25 and 31 are independent.

Applicant respectfully traverses the prior art rejections, under 35 U.S.C. §102(e), §103(a), for the reasons presented below.

I. Prior Art Rejections.

As indicated above, independent claim 1 positively recites, *inter alia*, the features of creating at least one database comprising subscriber data, from which there is a ***functional connection to the bearer network***; and ***providing the terminal with communication services according to at least said transmitted subscriber data***, wherein ***services of the bearer network are activated for use for the terminal by means of said transmitted subscriber data***.

With this said, Applicants respectfully submit that the Dahm citations relied upon by the Examiner do little in the way of establishing anticipation.

Dahm merely discloses a direct visual interface that allows mobile subscribers to view their account services on a mobile client device. A proxy server is arranged in the network to

provide user account management and customer services interface. The client device may connect with the server (figures 6A and 6B of Dahm) in response to a user input to access subscriber account services. User account information is transferred over the wireless network to the client device and a form comprising this information is displayed.

From the Examiner's citations, it appears that the Examiner is relying on Dahm's proxy server to provide for the various functions carried out with respect to the subscriber database of the claimed invention. As illustrated in figure 1 of Dahm, the proxy server is directly connected to the airnet 102 serving the terminal 106 (i.e., serving network). There is no depiction in Figure 1, of there being a functional connection between the proxy server and a bearer network. Moreover, there is no recitation or suggestion in Dahm, whatsoever, of such a functional connection. Hence, Dahm fails to teach or suggest, ***a functional connection between a subscriber database and a bearer network***, as required by Applicants' independent claim 1.

Moreover, paragraphs 51-55 of Dahm, merely describe how the account information accessed from a server and transferred over the wireless network to the client device can be viewed by the client device. Figures 5C to 5F of Dahm also merely depict screen displays of client devices displaying account related information. Dahm, clearly fails to teach or suggest, ***the provision of communication services for the terminal according to at least said transmitted subscriber data from the database***, as required by Applicants' independent claim 1. Furthermore, there is no recitation or suggestion in Dahm, whatsoever, of ***activating the use of bearer network service (i.e., service of a network connected to the serving network serving the terminal), based on the subscriber data from the database***, also as required by Applicants' independent claim 1.

Furthermore, the remaining reference, Oh, is incapable of curing the deficiencies of Dahm identified above. Thus, for at least these reasons, Applicants submit that none of the asserted references, whether taken alone or in reasonable combination, teach or suggest the claimed combination of elements recited by amended independent claim 1. As such, claim 1 is clearly patentable. And, because claims 2-7, and 9-12 depend from claim 1, either directly or indirectly, claims 2-7, and 9-12 are patentable at least by virtue of dependency as well as for their additional recitations. Accordingly, the immediate withdrawal of the prior art rejections of claims 1-7 and 9-12 is respectfully requested.

Applicants further submit that because independent claims 13, 25, and 31 recite similar patentable features as claim 1, claim 1 is also patentable for the same reasons given relative to claim 1. And, because claims 14-23, and 27-30 depend from claims 13 and 25, claims 14-23, and 27-30 are patentable at least by virtue of dependency as well as for their additional recitations. Accordingly, immediate withdrawal of the prior art rejections of claims 13-23, 25, and 27-31, is respectfully requested.

II. Conclusion.

All matters having been addressed and in view of the foregoing, Applicants respectfully requests the entry of this Amendment, the Examiner's reconsideration of this application, and the immediate allowance of all pending claims.

Applicant's Counsel remains ready to assist the Examiner in any way to facilitate and expedite the prosecution of this matter. If any point remains in issue which the Examiner feels may be best resolved through a personal or telephone interview, please contact the Undersigned at the telephone number listed below.

Please charge any fees associated with the submission of this paper to Deposit Account Number **03-3975**.

The Commissioner for Patents is also authorized to credit any over payments to the above-referenced Deposit Account.

Respectfully submitted,

**PILLSBURY WINTHROP
SHAW PITTMAN LLP**



E. R. HERNANDEZ
Reg. No. 47641
Tel. No. 703.770.7788
Fax No. 703.770.7901

Date: June 8, 2007
P.O. Box 10500
McLean, VA 22102
(703) 770-7900